

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

MARY DESMOND, THOMAS ZIOBROWSKI,  
PAUL WATTS on their own behalf and on  
behalf of other participants in the defendant ERISA  
Plans

**Plaintiffs,**

v.

MORTON C. BATT, ANTHONY L. SCIALABBA,  
CITISTREET, LLC,  
SCIALABBA & MORRISON, P.C.,

ANTHONY L. SCIALABBA & ASSOCIATES,  
P.C.  
THE STANDARD AUTOMOTIVE 401(K) PLAN,  
THE STANDARD AUTOMOTIVE EMPLOYER  
CONTRIBUTION PLAN,

**Defendants.**

Civil Action No. 05-cv-10355 NG

ELAINE L. CHAO, Secretary of Labor,  
United States Department of Labor,

**Plaintiff,**

v.

MORTON BATT, JOHN E. ELLIOTT II,  
ANTHONY L. SCIALABBA, and the  
THE STANDARD AUTOMOTIVE 401(K) PLAN

**Defendants/Third Party Plaintiffs**

v.

CITISTREET, LLC,

**Third Party Defendant**

Proposed Order

**~~PROPOSED~~ ORDER ON ATTORNEY'S FEES AND EXPENSES**

After Hearing, It Is Hereby ORDRED And ADJUDGED:

1. Attorneys fees in the amount of \$100,000 and expenses of \$2,978.80 are approved as fair and reasonable and the Independent Fiduciary may make payment of such amounts to Representative Plaintiff's law firm, Caffrey & Smith, P.C., from the settlement funds collected.

IT IS SO ORDERED,

  
UNITED STATES DISTRICT JUDGE NANCY GERTNER

Date:

July 10, 2007.